

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91332 of 2025

Arising Out of PS. Case No.-4 Year-2025 Thana- MAHILA P.S. District- Samastipur

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Anvar Khan @ Anwar Kha Son of Mohd. Sarif Khan R/o Village - Ashapur,
Ward no. 20, Benipur, Lachmanpur, P.O. and P.S. - Baheda, Dist. - Darbhanga
- 847201.

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Ajmati Khatoon Wife of Anwar Khan @ Anvar Kha R/o Village - Ashapur,
Ward no. 20, Benipur, Lachmanpur, P.O. and P.S. - Baheda, Dist. -
Darbhanga - 847201. At Present D/o Late Alauddin Khan, R/o Village and
Post - Motipur, P.S. - Rosera, Dist. - Samastipur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar
For the Opposite Party/s : Mr.Choubey Jawahar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

5 12-05-2026

1. Heard the parties.

2. The petitioner apprehends his arrest in connection
with Mahila P.S. Case No. 04 of 2025 dated 13.01.2025
registered under Section 126(2), 115(2), 85, 352, 351(2), 3(5) of
the B.N.S. and Section 3/4 of the Dowry Prohibition Act.

3. The prosecution case in short is that marriage of the
informant - opposite party no. 2 was solemnized with the
petitioner on 31.10.2013 according to Mohammdan law and out
of the wedlock three children were born to them. It is alleged
that the petitioner along with his family members started
demanding Rs. 2,00,000/- as dowry and due to non fulfillment



of the demand they meted out cruelty to her and on 18.05.2024 she was ousted from her matrimonial home.

4. Learned counsel for the petitioner submits that petitioner is innocent and has not committed any offence in the manner alleged. The allegations are general and omnibus in nature. The petitioner is a daily wage worker and drives e-rickshaw to earn his livelihood.

5. The petitioner has made a statement in paragraph no. 14 of the bail application that the petitioner has already been given privilege of Section 35(3) of the B.N.S.S. as such, there is no apprehension of arrest at this stage.

6. This anticipatory bail application is not entertainable and the same is disposed off with observation that if apprehension arises the petitioner may renew his prayer for anticipatory bail at appropriate stage.

(Anil Kumar Sinha, J)

praful/-

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